

# United States District Court

WESTERN DISTRICT OF NEW YORK

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James White

## JUDGMENT IN A CIVIL CASE

CASE NUMBER: 05-CV-545

v.

Gary Greene, Superintendent

☐ **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

☒ **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED that the writ of habeas corpus pursuant to 28 U.S.C. section 2254 is denied and the Petition is dismissed. Further, a certificate of appealability is denied.

Date: May 25, 2010

MICHAEL J. ROEMER, CLERK

By: s/Deborah M. Zeeb  
Deputy Clerk